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Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

BOARD OF TRUSTEES OF THE LABORERS
HEALTH AND WELFARE TRUST FUND
FOR NORTHERN CALIFORNIA; BOARD
OF TRUSTEES OF THE LABORERS
VACATION-HOLIDAY TRUST FUND FOR
NORTHERN CALIFORNIA; BOARD OF
TRUSTEES OF THE LABORERS PENSION
TRUST FUND FOR NORTHERN
CALIFORNIA; and BOARD OF TRUSTEES
OF THE LABORERS TRAINING AND
RETRAINING TRUST FUND FOR
NORTHERN CALIFORNIA,

Plaintiffs,

vs.

HIDALGO GENERAL ENGINEERING INC.,
a California corporation; and JOSE ROBERTO
HIDALGO, an Individual,

Defendants.

Case No.: C 07 0785 MJJ

**PLAINTIFFS' STATEMENT IN LIEU OF
CASE MANAGEMENT CONFERENCE;
~~PROPOSED~~ ORDER**

Date: May 15, 2007
Time: 2:00 p.m.
Ctroom: 11, 19th Floor

BOARD OF TRUSTEES OF THE CEMENT
MASONS HEALTH AND WELFARE TRUST
FUND FOR NORTHERN CALIFORNIA;
BOARD OF TRUSTEES OF THE CEMENT
MASONS VACATION-HOLIDAY TRUST
FUND FOR NORTHERN CALIFORNIA;
BOARD OF TRUSTEES OF THE CEMENT
MASONS PENSION TRUST FUND FOR
NORTHERN CALIFORNIA; and BOARD OF
TRUSTEES OF THE CEMENT MASONS
TRAINING TRUST FUND FOR NORTHERN
CALIFORNIA,

Case No.: C-07 0786 ~~JSW~~ MJJ

1 Plaintiffs,

2 vs.

3 HIDALGO GENERAL ENGINEERING INC.,
4 a California corporation; and JOSE ROBERTO
5 HIDALGO, an Individual,,

6 Defendants.

7 Plaintiffs Board of Trustees of The Laborers Health and Welfare Trust Fund for
8 Northern California; Board of Trustees of The Laborers Vacation-Holiday Trust Fund for
9 Northern California; Board of Trustees of The Laborers Pension Trust Fund for Northern
10 California; and Board of Trustees of The Laborers Training and Retraining Trust Fund for
11 Northern California, offer this Statement in Lieu of the Case Management Conference
12 Statement.


13 Defendant Jose Roberto Hidalgo was served via substituted service on February 20,
14 2007 and defendant Hidalgo General Engineering Inc. was served on March 6, 2007 with the
15 Complaint for Damages for Breach of Collective Bargaining Agreement, To Recover Unpaid
16 Trust Fund Contributions, For Breach of Fiduciary Duty and For Mandatory Injunction
17 ("Complaint"). Defendants' Answers were due on or before March 26, 2007. Neither
18 Defendant filed an Answer. Plaintiffs sought a clerk's entry of default that was entered on May
19 8, 2007. Plaintiffs intend to move for default judgment within thirty days.

20 Based on the above, Plaintiffs respectfully request that this Court continue the Initial
21 Case Management Conference for ninety days to allow Plaintiffs time to move forward with the
22 default judgment against defendants.

23 DATED: May 10, 2007

24 BULLIVANT HOUSER BAILEY PC

25
26 By

27 
28 Joye Blanscett
Attorneys for Plaintiffs

CASE MANAGEMENT ORDER

The Court having read Plaintiffs' Statement in Lieu of Case Management Conference Statement and good cause appearing therefore:

IT IS HEREBY ORDERED that the Case Management Conference currently scheduled for May 15, 2007 at 2:00 p.m. be ~~continued to _____, 2007 at 2:00 p.m.,~~
~~Courtroom 11, 19th Floor.~~ SET AT A LATER DATE.

DATED: May 17, 2007

By 
HON. MARTIN J. JENKINS,
UNITED STATES DISTRICT JUDGE